

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

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ALEXANDR TSVETTSIKH, individually  
and on behalf of other similarly situated,

Plaintiff,

vs.

WBM LLC d/b/a WBM INTERNATIONAL,

Defendant.  
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Civil Action No. 17-CV-1004

**NOTICE OF MOTION**

**PLEASE TAKE NOTICE** that, for the reasons set forth in the accompanying Memorandum of Law, and all prior pleadings and proceedings in the above-captioned action, Defendant WBM LLC d/b/a WBM International, by its undersigned counsel, respectfully moves this Court, pursuant to Rules 12(b)(1) and 12(b)(6) of the Federal Rules of Civil Procedure, for an order dismissing Plaintiff Alexandr Tsvettsikh's Amended Complaint with prejudice.

Dated: January 19, 2018

By: /s/ Matthew J. Fedor

Matthew J. Fedor

Richard M. Haggerty

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